

RECEIVED
CENTRAL FAX CENTER

JAN 09 2004

OFFICIAL

27662

PATENT TRADEMARK OFFICE

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this paper and every paper referred to therein as being enclosed is being facsimile transmitted to Mail Stop: AF - Patents, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, TC2100 at (703) 872-9306

on January 9, 2004 (Date of Transmission)By Craig S. Fischer

Signature

PATENT
Attorney Docket No.: MCS-011-98
MSFT No.: 113952.01IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
BOARD OF PATENT APPEALS AND INTERFERENCES

In re the Application of: KILGORE et al.

Serial No.: 09/148,615

Group Art Unit: 2172

Filed: September 4, 1998

Examiner: Te Y. Chen

For: **SYSTEM AND METHOD FOR TRANSMITTING
AND DYNAMICALLY ADJUSTING DATA VALUES
ASSOCIATED WITH A REMOTE USER INPUT****NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop: AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
TC2100
Facsimile No. (After Final): (703) 872-9306

Sir:

01/12/2004 HDENESS1 00000046 09148615

01 FC:1401

330.00 OP

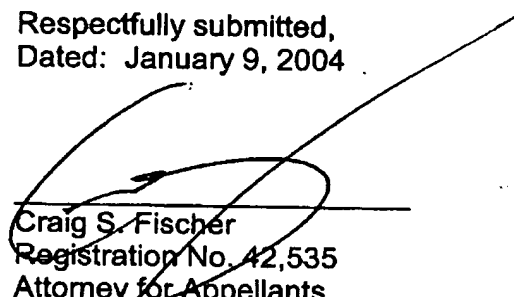
Serial No.: 09/148,815

Attorney Docket No: MCS-011-88

The Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner contained in a final Office Action dated October 9, 2003 finally rejecting claims 2-23.

A Credit Card Payment Form in the amount of \$330.00 to cover the fee for filing a Notice of Appeal under 37 C.F.R. 1.17(b) is enclosed herewith.

Respectfully submitted,
Dated: January 9, 2004



Craig S. Fischer
Registration No. 42,535
Attorney for Appellants

LYON & HARR, L.L.P.
300 East Esplanade Drive, Suite 800
Oxnard, CA 93036-1274
Telephone: (805) 278-8855
Facsimile: (805) 278-8064

01/09/2004 11:38

8052788064

LYON & HARR

RECEIVED
CENTRAL FAX CENTER

JAN 09 2004

OFFICIAL

THE LAW OFFICES OF
LYON & HARR
A LIMITED LIABILITY PARTNERSHIP

INTELLECTUAL PROPERTY LAW INCLUDING PATENTS,
TRADEMARKS, COPYRIGHTS AND RELATED MATTERS

300 ESPLANADE DRIVE, SUITE 800
OXNARD, CALIFORNIA 93030

TELEPHONE: (805) 278-8855
FACSIMILE: (805) 278-8064
EMAIL: Mail@CuttingEdgePatents.com

Facsimile Cover Sheet

To: Hon. Commissioner for Patents, TC2100

From: Craig S. Fischer

Fax: (703) 872-9306

Pages: 4 (Inclusive)

Re: Serial No.: 09/148,615

Date: January 9, 2004

Filed: September 4, 1998

Attorney Docket No: MCS-011-98

☐ Urgent

☒ For Review

☐ Please Comment

☒ Please Reply

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on January 9, 2004

Date

Signature

Craig S. Fischer

Typed or printed name of person signing Certificate

This correspondence includes the following attached papers:

1. Facsimile Cover Sheet including Certificate of Transmission under 37 C.F.R. § 1.8 (1 page);
2. Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences (2 pages);
3. Credit Card Payment Form for \$330.⁰⁰ (1 page for Notice of Appeal fee);

This message is intended for the use of the individual or entity to which it is addressed, and may contain information that is privileged and confidential. If you are not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U.S. Postal Service.

If there are any problem with this transmission, please call (805) 278-8855.